

Oct 02, 2020

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

No. 4:18-CR-6054-EFS-1

Plaintiff,

ORDER OF FORFEITURE

vs.

SAMI ANWAR,

Defendant.

Before the Court is the United States' oral motion for entry of an Order of Forfeiture. On March 6, 2020, the Court entered a Preliminary Order of Forfeiture, in accordance with 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2561(c), ECF No. 196, forfeiting the following property to the United States:

\$175,160.27 funds from KeyBank Account ending in 4371, seized on or about November 8, 2018, pursuant to the execution of a Federal Seizure Warrant

The United States published notice of the preliminary order of forfeiture. *See* ECF No. 227. (publication dates April 25, 2020, through May 24, 2020). The time for filing petitions for said asset, as provided in Federal Rule of Criminal Procedure

1 32.2(c) and 21 U.S.C. § 853(n), expired on June 24, 2020, and no petitions were filed  
2 (timely or not).

3 On March 12, 2020 and April 14, 2020, the United States sent notice of the  
4 preliminary order of forfeiture to Warda Chaudhary, via regular and certified U.S.  
5 mail. *See* ECF No. 228. The time for filing petitions for said asset expired on May 19,  
6 2020, and no petitions were filed (timely or not).  
7

8 The United States filed a Superseding Indictment on February 5, 2019, charging  
9 Defendant Sami Anwar, with Conspiracy to Commit Wire Fraud (Count 1) and  
10 Conspiracy to Commit Mail Fraud (Count 2) in violation of 18 U.S.C. § 1349, Wire  
11 Fraud (Counts 3-25) in violation of 18 U.S.C. § 1343, Mail Fraud (Counts 26-40) in  
12 violation of 18 U.S.C. § 1341, Fraudulently Obtaining a Controlled Substance (Counts  
13 41-46) in violation of 21 U.S.C. § 843(a)(3), and Furnishing False or Fraudulent  
14 Material Information (Count 47) in violation of 21 U.S.C. § 843(a)(4)(A). ECF No.  
15 77. The United States sought forfeiture of assets, pursuant to 18 U.S.C. § 981(a)(1)(C)  
16 and 28 U.S.C. § 2461(c), for conviction(s) of the Conspiracy to Commit Wire Fraud  
17 (Count 1), Conspiracy to Commit Mail Fraud (Count 2), Wire Fraud (Count 3 – 25)  
18 and Mail Fraud (26 – 40), violations. *Id* at 84 – 86.  
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23 On November 22, 2019, a jury found Defendant Anwar guilty of Counts 1-47.  
24 As a result of the jury verdicts, facts presented at trial, and information submitted in  
25 the United States' Sentencing Memorandum, ECF No. 200 at 34-36, the United States  
26 seeks a money judgment in the amount of \$5,648,786.69 U.S. currency.  
27  
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1 The Court has determined, based upon the evidence presented at trial and  
2 Defendants' sentencing hearing, and the information submitted by the parties, that  
3 \$5,648,786.69 is subject to forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C) and 28  
4 U.S.C. § 2461(c), and that the United States has established the requisite nexus  
5 between the property and the offense.  
6

7 Accordingly, **IT IS HEREBY ORDERED:**  
8

- 9 1. The United States' oral motion for entry of an Order of Forfeiture is  
10 **GRANTED.**
- 11 2. The Court's March 26, 2020 Preliminary Order of Forfeiture, ECF No.  
12 196, is **FINAL** as to any and all persons and entities: the \$175,160.27  
13 funds from KeyBank Account ending in 4371 are hereby forfeited to the  
14 United States.  
15
- 16 3. Pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), Defendant  
17 Sami Anwar shall forfeit to the United States the sum of \$5,648,786.69  
18 U.S. currency, which shall be a forfeiture money judgment representing  
19 the total amount of proceeds obtained from the Wire Fraud and Mail  
20 Fraud violations alleged in the Superseding Indictment, for which he was  
21 found guilty.  
22
- 23 3. Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A) and (B), this Forfeiture Order  
24 is final as to the Defendant Sami Anwar at the time of sentencing and is  
25 made a part of the sentence and included in the judgment.  
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- 1       4.     Pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. §  
2           981(a)(1)(C) and 28 U.S.C. § 2461(c), the United States may seek  
3           forfeiture of any other property of the Defendant up to the value of the  
4           forfeitable property listed above.  
5
- 6       5.     In accordance with Fed. R. Crim. P. 32.2(b)(3), the United States Drug  
7           Enforcement Administration (and/or its agents) is authorized to seize this  
8           sum, whether held by the Defendants or by a third party (if proceedings  
9           are commenced that comply with the statutes governing third-party  
10          rights), and to conduct any discovery proper in identifying or locating  
11          such property.  
12
- 13       6.     The Court shall retain jurisdiction to enforce this Order, and to  
14           amend it as necessary, pursuant to Fed. R. Crim. P. 32.2(e).  
15

16           **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
17  
18 and provide copies to all counsel and the U.S. Probation Office.  
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20           **DATED** this 2<sup>nd</sup> day of October 2020.  
21

22                               s/Edward F. Shea  
23                               EDWARD F. SHEA  
24                               Senior United States District Judge  
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